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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/633,113	08/01/2003	Michael Beuten	10191/3300	3639
26646	7590	08/08/2006	EXAMINER	
KENYON & KENYON LLP ONE BROADWAY NEW YORK, NY 10004			CHERY, MARDOCHEE	
			ART UNIT	PAPER NUMBER
			2188	

DATE MAILED: 08/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/633, 113

EXAMINER
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ART UNIT	PAPER
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20060621

DATE MAILED:

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Commissioner for Patents

Notice of Non-Responsive Amendment attached.

## DETAILED ACTION

### *Response to Amendment*

1. In response to the communication mailed on May 10, 2006 in which no period for reply was set, Applicant's representative, Gerard A. Messina (Reg. No. 35,952) contacted the Examiner around June 14, 2006 discussing what should be the proper period for reply. Thus, this reply herein vacates the previous communication, mailed on May 10, 2006, and sets the period for reply to one month from the mailing date of this action.

2. The reply filed on 02/15/06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The response fails to address every issue raised and every rejection made in the prior Office action; particularly the response failed to address the rejection of claims 1 and 11-12 under 35 USC 112, first paragraph. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

### *Conclusion*

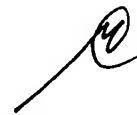
Art Unit: 2188

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mardochee Chery whose telephone number is (571)272-4246. The examiner can normally be reached on 8:30A-5:00P.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Manonama Padmanabhan can be reached on (571)272-4210. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

August 4, 2006



Mardochee Chery  
Examiner  
AU: 2188